

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
WESTERN DIVISION

In re:

Case No. 18-32372 maw

Chapter 13

Mark K. Strayer  
Margaret Susan Strayer

HON. MARY ANN WHIPPLE

Debtor(s)

OBJECTION TO AND REJECTION OF  
CHAPTER 13 PLAN

Julia R. Bates, Esq.  
Lucas County Prosecutor  
By: Suzanne C. Mandros, Esq.  
Assistant Prosecuting Attorney  
One Government Center, Ste 500  
Toledo, Ohio 43604  
(419) 213-2145  
FAX (419) 213-4070  
Ohio Reg. No. 0002157  
[smandro@co.lucas.oh.us](mailto:smandro@co.lucas.oh.us)  
[scmandross@hotmail.com](mailto:scmandross@hotmail.com)

Now comes the Lucas County Treasurer, and states that the above debtor's chapter 13 plan does not propose to pay the statutory interest on the Treasurer's claim as set forth in Revised Code 323.121(B)(2)(a). The lien of the Lucas County Treasurer is the first and best lien on the real estate owned by the debtor pursuant to Revised Code Section 5721.10 and earns statutory interest on the

unpaid taxes in the amount of 12%. This proposed plan does not comply with the statutory provision which specifies that interest be paid. Further, Bankruptcy Code Section 506 provides for interest on fully secured claims. Proof of claim number 6-1 was filed reflecting the amount owed for taxes penalties and interest in the amount of \$15,612.63 for parcels 96-10614 (126 N. Second Street, Waterville) and 96-61045 (219 N. Second Street, Waterville). Interest will continue to accrue.

Respectfully submitted,

JULIA R. BATES, Prosecuting Attorney

By: /s/Suzanne C. Mandros  
Assistant Prosecuting Attorney

CERTIFICATE OF SERVICE

I certify that on January 28, 2019 a true and correct copy of the Objection to and Rejection of Chapter 13 Plan was served upon the following parties by electronic mail and/or first class mail as indicated herein

Via Electronic Mail:

John L. Jacobson, Esq., attorney for the debtor at [swedej@aol.com](mailto:swedej@aol.com)

Elizabeth A. Vaughan, Chapter 13 Trustee at [elizabethav@chapter13toledo.com](mailto:elizabethav@chapter13toledo.com)

Cynthia A. Jeffrey, Esq., attorney for Federal National Mortgage Association at [cjeffrey@reimerlaw.com](mailto:cjeffrey@reimerlaw.com)

Nathaniel E. Spitler, Esq., attorney for First Federal Bank of the Midwest at [nspitler@spitlerhuffmanlaw.com](mailto:nspitler@spitlerhuffmanlaw.com)

Eugene Canestraro, Esq. attorney for Paul and Debra Johnson at [gcanestraro@ccw-law.com](mailto:gcanestraro@ccw-law.com)  
United States Trustee at [ustp.region09@usdoj.gov](mailto:ustp.region09@usdoj.gov)

And by regular U.S.Mail postage prepaid on the debtor(s):

Mark K. Strayer  
Margaret Strayer  
10010 S. River Road  
Waterville, OH 43566

/s/ Suzanne C. Mandros  
Assistant Prosecuting Attorney